IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.2097 OF 2004
IN
WRIT PETITION NO.3661 OF 1999

Sujit D. Gangurde & Anr. ... Applicants

V/s.

Hafkine Bio-Pharmaceuticals Corporation Ltd. ... Respondents

Mr.Bhavesh Parmar for Applicants
Mr.S.K. Talsania with Mr.Sanjay Udeshi for Respondents

CORAM: **SMT.NISHITA MHATRE, J.**

DATED: **SEPTEMBER 1, 2004**

P.C.:

. The Petition has been filed against an order of the Industrial Court directing that the workman should be granted permanency w.e.f. 1996. While admitting the petition, this Court had directed that permanent status be given to Respondent Nos.1 to 32 w.e.f. 1.8.1998 as has been given to other workmen under the settlement between the petitioner and the union. The present Civil Application is filed by 2 of the Respondents to the Writ Petition, claiming that the 32 workmen are not being promoted nor has a seniority list been maintained by the Petitioner in respect of all workmen including the Respondents to the Writ Petition.

2. The claim for promotion does not flow from the proceedings in the petition. A separate cause of action is made out and, therefore, no grievance can be made by way of a civil application. If the respondents so desire, they may take out separate proceedings before the appropriate forum. Civil Application rejected. All contentions raised in the Civil Application may be raised in those proceedings.